

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

CHERYL ANN VALERIO,

Plaintiff,

-v.-

5:14-CV-1457

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

THOMAS J. McAVOY,
Senior United States District Judge

DECISION & ORDER

This matter was referred to the Hon. Andrew T. Baxter, United States Magistrate Judge, for a Report and Recommendation pursuant to 28 U.S.C. § 636(b) and Rule 72.3(d) of the Local Rules of the Northern District of New York. In a Report and Recommendation dated January 5, 2016, Magistrate Judge Baxter recommends that the decision of the Commissioner be affirmed and the plaintiff's complaint be dismissed. No objections to the Report and Recommendation have been lodged and the time for filing objections has expired.

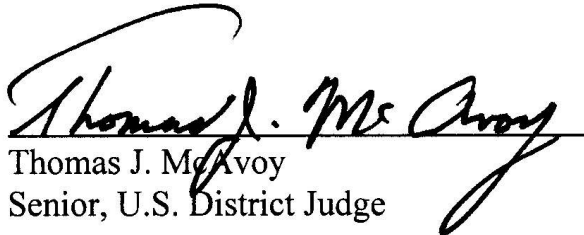
CONCLUSION

After examining the record, this Court has determined that the Report and Recommendation is not subject to attack for plain error or manifest injustice. Therefore, the Court **ADOPTS** the Report and Recommendation [dkt. # 16] for the reasons stated therein. The decision of the Commissioner is **AFFIRMED**, and the plaintiff's complaint is

DISMISSED.

IT IS SO ORDERED.

Dated: January 29, 2016


Thomas J. McAvoy
Senior, U.S. District Judge